



09-27-04

RCE

PTO/SB/30 (08-03)

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
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P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/848,967
Filing Date	May 4, 2001
First Named Inventor	Emanuel Calenoff
Art Unit	1641
Examiner Name	Changhwa J. Cheu
Attorney Docket Number	21417-92378

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☒ Other Response of July 16, 2004

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☒ Affidavit(s)/Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 23644

i. ☐ RCE fee required under 37 CFR 1.17(e) 09/27/2004 CCHAUI 00000196 09848967

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 02 FC:2801 385.00 OP

iii. ☐ Other \_\_\_\_\_

b. ☒ Check in the amount of \$ 385. enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print / Type)

Alice O. Martin

Registration No. (Attorney / Agent)

35601

Signature

Date

September 24, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as ~~first class~~ mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below. EXPRESS MAIL EV 607030234 05

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Alice O. Martin

Signature

Date

September 24, 2004

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Applicant: Emanuel Calenoff et al.

Appl. No. 09/848,967

Filed: May 4, 2001

Title: IMMUNOGENIC PEPTIDES AND USES  
THEREOF

Attorney Docket No.: 21417-92378

The following was sent to the United States Patent and  
Trademark Office, Alexandria, VA 22313-1450.

- Response and Amendment to Office Action Mailed May 17, 2004
- Exhibit A - Declaration under 37 C.F.R. 1.132
- Exhibit B - Byron Anderson's Curriculum Vitae
- Return Postcard

Mailed via Express Mail EL 990038372 US on July 16, 2004

Alice O. Martin

Reg. No. 35,601